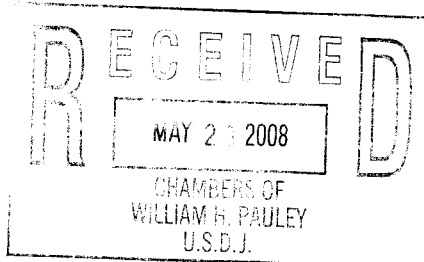
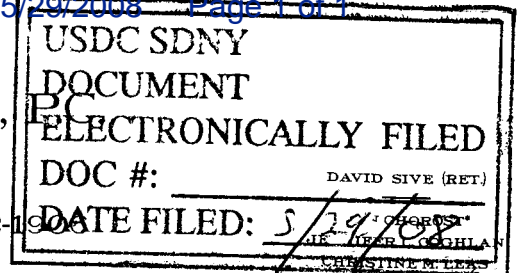


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May 22, 2008

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By Hand Delivery

Honorable William H. Pauley, III
United States District Judge
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street, Room 2210
New York, New York 10007

Re: Tyberg v. Albert Einstein College of Medicine, et al., 07 CV 2262

Dear Judge Pauley:

We represent the defendants in the above-referenced action. Plaintiff has not submitted any papers in opposition of our motion for summary judgment, filed April 2, 2008, and has agreed to a stipulation of dismissal with prejudice, enclosed herewith. Therefore, we respectfully request that our motion for summary judgment be granted, the complaint be dismissed, and the motion be removed from the calendar.

Respectfully submitted,

Daniel Riesel

Encl.

cc: Martin N. Kroll, Esq.

Application granted.
SO ORDERED:

WILLIAM H. PAULEY III U.S.D.J.
5/27/08